

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION**

**Ohio A. Philip Randolph Institute, et al.,**

Plaintiffs,

vs.

**Ryan Smith**, Speaker of the Ohio House of  
Representatives, *et al.*,

Defendants.

Case No.: 1:18-cv-00357-TSB

Judge Timothy S. Black  
Judge Karen Nelson Moore  
Judge Michael H. Watson

Magistrate Judge Karen L. Litkovitz

**PROPOSED INTERVENORS REPUBLICAN CONGRESSIONAL DELEGATION,  
OHIO VOTERS, AND REPUBLICAN PARTY ORGANIZATIONS' RESPONSE TO  
PLAINTIFFS' NOTICE OF SUPPLEMENTAL AUTHORITY**

Plaintiffs submit, as supplemental authority, an order of the three-judge court in *League of Women Voters of Michigan v. Johnson*, U.S. District Court, Eastern District of Michigan, Case No. 2:17-cv-14148, denying leave to intervene to two members of Michigan's state legislature to defend the state's legislative districts in that case. The *Johnson* court's opinion was grounded chiefly in concerns about the separation of powers under Michigan state law as to the propriety of executive-branch and legislative-branch officials each defending Michigan legislation in the courts. None of the Intervenor Applicants are members of the Ohio General Assembly, and Ohio's legislative districting plan is not challenged in this case.

Dated: August 15, 2018

Respectfully submitted,

**BAKERHOSTETLER LLP**

/s/ Patrick T. Lewis

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(\*) pro hac vice motions pending

*Counsel for Intervenor Applicants*

**CERTIFICATE OF SERVICE**

I hereby certify that on August 15, 2018, a true and correct copy of the foregoing was filed via the Court's CM/ECF system and served via electronic filing upon all counsel of record in this case.

/s/ Patrick T. Lewis

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*Counsel for Intervenor Applicants*

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